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11 Attorneys for Defendants CITY OF SAN JOSE,
12 OFFICER JEFFREY and OFFICER BLACKERBY

13 UNITED STATES DISTRICT COURT
14 NORTHERN DISTRICT OF CALIFORNIA
15 SAN JOSE DIVISION

16 VINH HUU PHAM AND LAN THI DO,

17 Plaintiff(s),

18 v.

19 CITY OF SAN JOSE, a municipality of the
20 State of California, OFFICER BRIAN
21 JEFFREY, #3926, individually and in his
22 official capacity as a police officer,
23 OFFICER MATTHEW BLACKERBY,
24 #3999, individually and in his official
25 capacity as a police officer, and DOES 1-
26 100, inclusive,

27 Defendant(s).

Case Number: CV11-01526 EJD

**STIPULATION EXTENDING DEADLINE
TO DISCLOSE EXPERTS; MODIFYING
BRIEFING SCHEDULE FOR MOTION
[PROPOSED] ORDER**

28 Defendants filed, on February 20, 2013, a motion for summary judgment, set for
hearing on May 24, 2013. The case is not currently set for trial; there is a Pre pretrial
conference scheduled for March 22, 2013.

The current deadline for disclosure of expert witnesses is March 1, 2013. The parties
propose to extend the deadline for disclosure of experts, in order to allow for a ruling on the
dispositive motion and to save expenses involved in hiring and preparing expert witnesses.

1 Additionally, because of scheduling and calendar issues, the parties request a
2 modification of the briefing schedule for the calendared motion for summary judgment.
3 Plaintiffs request until March 27, 2013 to file their Opposition and Defendants request until
4 April 17, 2013 to file their Reply.

5 Therefore:

6 1. The parties agree that the current deadline of March 1, 2013, for disclosing expert
7 witnesses should be vacated, and reset by the Court after the Court's ruling on Defendants'
8 motion for summary judgment.

9 2. The parties agree that modification of the briefing schedule for Defendants' Motion
10 for Summary Judgment is appropriate and request that Plaintiffs' Opposition be due on
11 March 27, 2013, and Defendants' Reply be due on April 17, 2013.

12
13 Dated: February 26, 2013

Respectfully submitted,

14 RICHARD DOYLE, City Attorney

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16 By: /s/ Clifford Greenberg
CLIFFORD GREENBERG
Sr. Deputy City Attorney

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18 Attorneys for Defendants, CITY OF SAN
JOSE, OFFICER BRIAN JEFFREY and
19 MATTHEW BLACKERBY

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LAW OFFICES OF STUART D. KIRCHICK

Dated: February 26, 2013

By: /s/ Stuart D. Kirchick
STUART D. KIRCHICK.

Attorneys for Plaintiffs, VINH HUU PHAM
and LAN THI DO

I affirm that plaintiff's counsel has consented to the electronic filing of this document
on plaintiff's behalf.

Dated: February 26, 2013

Respectfully submitted,
RICHARD DOYLE, City Attorney


By: /s/ Clifford Greenberg
CLIFFORD GREENBERG
Sr. Deputy City Attorney

Attorneys for Defendants, CITY OF SAN
JOSE

IT IS SO ORDERED AS MODIFIED.

No later than TEN (10) days after the Court's ruling on Defendant's Motion for Summary Judgment,
the parties shall file a stipulation or administrative motion to reset the expert disclosure deadlines.

Dated: 2/27/2013


HONORABLE EDWARD J. DAVILA
UNITED STATES DISTRICT JUDGE